

IN THE MATTER OF  
BRIAN SPENCE – APPLICANT/APPELLANT  
c/o BETTY J. COVINGTON  
1544 CLAIRIDGE ROAD  
BALTIMORE, MD 21207

RE: Appeal of denied reserved handicapped  
parking space

\* BEFORE THE  
\* BOARD OF APPEALS  
\* OF  
\* BALTIMORE COUNTY  
\* CASE NO. CBA-21-002

\* \* \* \* \*

### **ORDER OF DISMISSAL**

This case comes to the Board of Appeals (“Board”) as the result of the denial of a reserved handicapped parking space at 1544 Clairidge Road, Baltimore, Maryland 21207, by the Baltimore County Division of Traffic Engineering in a letter dated June 17, 2020, to Mr. Earl Beville, Assistant Manager, Investigation and Internal Affairs, Motor Vehicle Administration (MVA), from Michael F. Filsinger, Chief, Bureau of Traffic Engineering and Transportation Planning for Baltimore County (“County”). A copy of that letter was sent to Mr. Brian Spence, Appellant, c/o Betty J. Covington along with a copy of the County Policy with respect to handicapped parking spaces.

On July 15, 2020, Betty J. Covington, Parent and Guardian of Brian Spence, filed a Notice of Appeal from the decision of the Division of Traffic Engineering. A hearing was scheduled to be held before this Board via WebEx on Wednesday, October 14, 2020 at 10:00 a.m., for which proper notice was given.

The Board convened at 10:15 a.m. Michael F. Filsinger, Chief, Bureau of Traffic Engineering and Transportation Planning for Baltimore County, appeared at the scheduled time of hearing on behalf of Baltimore County, Maryland. The Applicant/Appellant, Brian Spence and his Parent and Guardian, did not appear, nor did anyone on their behalf. The Board moved to

postpone the hearing due to the pandemic and the new process for hearings in order to allow the Applicant another opportunity to participate in the hearing. The County did not object to the postponement.

A hearing was rescheduled to be held before this Board via WebEx on Tuesday, December 15, 2020 at 10:00 a.m., for which proper notice was given. The Board convened at 10:15 a.m. Michael F. Filsinger, Chief, Bureau of Traffic Engineering and Transportation Planning for Baltimore County, appeared at the scheduled time of hearing on behalf of Baltimore County, Maryland. The Applicant/Appellant, Brian Spence and his Parent and Guardian, did not appear, nor did anyone on their behalf.

Upon consideration of the fact that both hearing Notices had the correct address and were not returned, and the fact that Betty J. Covington, Parent and Guardian of Brian Spence, had telephone communication with Board staff prior to the first scheduled hearing wherein she asked questions about the hearing process, the Board dismissed this matter and will so order.

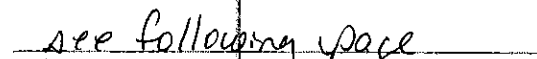
**IT IS THEREFORE ORDERED** this 22<sup>nd</sup> day of March, 2021 by the Board of Appeals of Baltimore County that the appeal filed in Case No. CBA-21-002 be and the same is hereby **DISMISSED WITHOUT PREJUDICE** for Failure to Appear. The decision of the Baltimore County Division of Traffic Engineering dated June 17, 2020, wherein the requested reserved handicapped parking space was denied, remains the Final Order in this matter.


In the matter of: Brian Spence  
Case No.: CBA-21-002

Any petition for judicial review from this decision must be made in accordance with Rule 7-201 through Rule 7-210 of the *Maryland Rules*.

**BOARD OF APPEALS  
OF BALTIMORE COUNTY**

  
Andrew M. Belt, Panel Chair

  
William A. McComas


  
Adam T. Sampson

In the matter of: Brian Spence  
Case No.: CBA-21-002

Any petition for judicial review from this decision must be made in accordance with Rule 7-201 through Rule 7-210 of the *Maryland Rules*.

**BOARD OF APPEALS  
OF BALTIMORE COUNTY**

See previous page  
Andrew M. Belt, Panel Chair

  
William A. McComas

See previous page  
Adam T. Sampson



## Board of Appeals of Baltimore County

JEFFERSON BUILDING  
SECOND FLOOR, SUITE 203  
105 WEST CHESAPEAKE AVENUE  
TOWSON, MARYLAND, 21204  
410-887-3180  
FAX: 410-887-3182

March 22, 2021

Brian Spence  
c/o Betty J. Covington  
1544 Clairidge Road  
Baltimore, Maryland 21207-4971

Re: In the matter of: *Brian Spence*  
Case No.: CBA-21-002

Dear Mr. Spence:

Enclosed please find a copy of the Order of Dismissal issued this date by the Board of Appeals of Baltimore County in the above subject matter.

Any petition for judicial review from this decision must be made in accordance with Rule 7-201 through Rule 7-210 of the *Maryland Rules*, **WITH A PHOTOCOPY PROVIDED TO THIS OFFICE CONCURRENT WITH FILING IN CIRCUIT COURT.** Please note that all Petitions for Judicial Review filed from this decision should be noted under the same civil action number. If no such petition is filed within 30 days from the date of the enclosed Order, the subject file will be closed.

Very truly yours,

A handwritten signature in cursive script, reading "Sunny Cannington", is written over a printed name.

Krysundra "Sunny" Cannington  
Administrator

KLC/taz  
Enclosure

- c. Earl Beville, Assistant Manager/Investigative & Security Division/Motor Vehicle Administration  
Greg Carski, Chief/Division of Traffic Engineering  
D'Andrea L. Walker, Acting Director/Department of Public Works  
Nancy C. West, Assistant County Attorney/Office of Law  
James R. Benjamin, Jr., County Attorney/Office of Law